

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

PUBLIC SERVICES – SOCIAL WELFARE DEPARTMENT– West Godavari District - Grave irregularities, fraudulent drawal and deliberate misappropriation of Government funds to a tune of Rs.1,71,58,018/- - Charges proved in the inquiry – Imposition of Penalty of withholding of entire pensionary benefits permanently besides recovery of misappropriated amount of Rs.20,00,000/- on Sri AVVDM Prasad, formerly Deputy Director (SW), West Godavari District (now retired) – Orders – Issued.

SOCIAL WELFARE (SER.II.1) DEPARTMENT

G.O.Rt.No. 470

Dated: 01-07-2013

Read the following:

1. From the Dist., Collector, W.G.District Lr.No.A4/1023/2009 Dt.09.02.2009.
2. G.O.Rt.No.154,SW(Ser.II)Dept.,dt. 24.2.2009.
3. Govt. Memo No.1429/Ser.II.1/2009-6,dt.19.5.2009.
4. G.O.Rt.No. 830, SW (Ser.II.1) Dept., Dated: 8-12-2009.
5. From Sri AVVDM Prasad, formerly DD (SW), W.G. District and DD (SW) O/o the Commissioner of Social Welfare, AP, Hyderabad, WSD, Dated: 09-03-2010.
6. G.O.Rt.No.60, SW (Ser.II.1) Dept., Dated: 25-01-2011.
7. Inquiry Report Dated: 30-05-2011 of the Commissioner of Social Welfare, Hyderabad.
8. Govt.Memo.No.1429/Ser.II.1/2009-30, Dated: 6-9-2011.
9. From AVVDM Prasad, DD (SW) applications Dated: 26-9-2011 & 26-11-2011.
10. Further Inquiry report Dated: 27-05-2012 from the CSW & I.A.
- 11.Govt.Memo.No.1429/Ser.II.1/2009-48, S.W.Dept., Dated: 28-6-2012.
- 12.Explanation of Sri AVVDM Prasad, former DD (SW) (Retd.) Dated: 12-7-2012.
- 13.Govt.Memo No.1429/Ser.II.1/2009-54, S.W.Dept., Dated: 6.9.2012
- 14.Explanation of Sri AVVDM Prasad,former DD(SW) (Retd) Dt 8.10.2012.
- 15.Government Lr.No.1429/SW.Ser.II.1/2009, S.W.Dept., dated: 6.5.2013.
- 16.From the Secretary, APPSC Lr.No.1117/RT/2/2013, dated: 27.5.2013.

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ORDER:

In the reference 1st read above, the Collector, West Godavari District has submitted a report vide her letter dt.09-02-2009 stating that the Deputy Director, Social Welfare, West Godavari, Eluru presented a bill for Rs.30,87,561/- towards payment of Post Matric Scholarships and Stipends was tampered and replaced by another draft application in favour of "S.L.Kantham, Building Owner" for an amount of Rs.30,87,561/- and the bill was returned by the bank without debiting from the Government Account due to timely intervention of the Treasury Department staff.

(p.t.o)

2. The Commissioner, Social Welfare, Andhra Pradesh, Hyderabad has deputed Joint Director (Scholarships) O/o Commissioner of Social Welfare to conduct preliminary enquiry into the incident of drawal of Rs. 30,87,561/- towards misappropriation of the Government funds under Post Matric Scholarship in the Office of the Deputy Director (SW) West Godavari district and also the Commissioner of Social Welfare has got conducted special audit for the period from 2004-2005 to 2008-09 by the Accounts Officer (Audit) and furnished the report.

3. In the reference 2nd read above, Sri A.V.V.D.M.Prasad, Deputy Director (SW) was placed under suspension. In the reference 3rd read above, the Commissioner, Social Welfare, Andhra Pradesh, Hyderabad has been requested to take action for suspension of all the officials concerned, who were involved in the case and to initiate departmental action and to frame articles of charges against them.

4. As per the report of Commissioner, Social Welfare, Andhra Pradesh, Hyderabad and District Collector, West Godavari, Government vide memo dt.27.6.2009 the case has been entrusted to the CID to investigate into the irregularities/ misappropriation of Government funds in Post Matric Scholarships in West Godavari district and requested to submit a report.

5. Based on the Special Audit Report and Preliminary Enquiry Report, seven (7) charges have been framed against Sri AVVDM Prasad, former Deputy Director (SW), West Godavari District (now retired) for the grave irregularities, fraudulent drawal and deliberate misappropriation of Government funds vide reference 4th read above, The Charged Officer submitted his Written Statement of Defence in the reference 5th read above.

6. As the Written Statement of Defence submitted by the charged officer was found to be not convincing, the Government in the reference 6th read above has appointed the Commissioner of Social Welfare, Hyderabad as Inquiring Authority to inquire into the charges framed against Sri AVVDM Prasad, former Deputy Director (SW), West Godavari District (now retired) and other charged officers.

7. The Commissioner of Social Welfare, Andhra Pradesh, Hyderabad & Inquiring Authority in the reference 7th & 10th read above has submitted her inquiry report. Wherein the Inquiry Authority, inter alia, it has been held that all the seven (7) charges framed against the charged officer are held proved and an amount of Rs.1,71,58,018/- have been misappropriated in the scam.

8. Government have examined the Inquiry Officer's report in detail and provisionally decided to impose any major penalty under Rule 9 Clauses (vi) to (x) of APCS (CC&A) Rules 1991 against Sri A.V.V.D.M.Prasad, the then Deputy Director (SW), West Godavari. In the reference 8th read above, a show cause notice has been issued to the charged officer and directing him to explain as to why major penalty under Rule 9 (vi) to (x) of APCS (CC&A) Rules, 1991 should not be imposed against him. In the reference 9th read above, the individual has submitted a representation and requested to permit him to verify the original records to submit the explanation on the Show cause notice.

9. In the reference 11th read above, while communicating copies of above said the inquiry reports, a show cause notice has been issued to Sri AVVDM Prasad, former Deputy Director (SW), West Godavari District and the then Deputy Director (SW) O/o the Commissioner of Social Welfare, Andhra Pradesh, Hyderabad, directing him to explain as to why a major penalty, under Rule 9 (vi) to (x) of APCS (CCA) Rules, 1991, besides recovery of misappropriated amount of Rs.20,00,000/- (Rupees twenty lakhs only) should not be imposed against him. In the mean while the delinquent officer was retired from service on attaining the age of superannuation on 30-6-2012.

10. Subsequently, in the reference 12th read above, the Charged Officer has submitted his explanation and requested the Government to stop further action against him. Government have examined the entire matter and observed that irregularities are very serious lapses and monetary loss is caused to the Government and hence the Government have provisionally decided to impose a commensurate penalty of withholding of entire pensionary benefits permanently against Sri A.V.V.D.M. Prasad, former Deputy Director (SW) (now retired), under Rule 9 of A.P. Revised Pension Rules, 1980, besides recovery of an amount of Rs.20,00,000/- (apportioned misappropriated amount).

11. Accordingly a revised show cause notice has been issued to Sri AVVDM Prasad, former Deputy Director (SW) (now retired) directing him to explain as to why his entire pensionary benefits withhold permanently should not be imposed against him under Rule 9 of A.P.Revised Pension Rules, 1980 besides recovery of an amount of Rs. 20,00,000/- (Rupees twenty lakhs only) (apportioned misappropriated amount) vide reference 13th read above.

12. In the reference 14th read above, the charged officer has submitted his explanation and stated that he has already furnished his explanation to the show cause notice communicated dt. 28.6.2012 along with enquiry report earlier and he has no further explanation to offer in response to the revised show cause notice communicated to him. The contents/replies as mentioned in his earlier explanation to show cause notices remain unaltered.

13. The Government examined the entire matter with the Inquiry Report and explanation of the charged officer and decided to impose the punishment of withholding of entire pensionary benefits permanently, besides recovery of an amount of Rs. 20,00,000/- (appropriated misappropriated amount) against Sri AVVDM Prasad, Deputy Director (SW) (Retd). The matter was referred to APPSC for their concurrence vide reference 15th read above.

14. The Secretary, A.P. Public Service Commission vide reference 16th read above, stated that after careful examination of the disciplinary case in the light of the records made available, Commission agree with the proposal of the Government to impose punishment of withholding of entire pensionary benefits permanently, besides recovery of an amount of Rs. 20,00,000/- (appropriated misappropriated amount) against Sri AVVDM Prasad, Deputy Director (SW) (Retd) and advised accordingly.

(p.t.o)

15. The Government after careful examination of the entire matter and hereby impose the penalty of withholding the entire pensionary benefits permanently besides recovery of an amount of Rs. 20,00,000/- (appropriated misappropriated amount) against Sri A.V.V.D.M.Prasad, Deputy Director (SW) (Retd) under the A.P. Revised Pension Rules, 1980.

16. The Commissioner of Social Welfare Hyderabad, shall take necessary action accordingly and furnish the action taken report to Government immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri AVVDM Prasad, formerly Deputy Director (SW), West Godavari District (now retired) (through the Commissioner of Social Welfare, Hyderabad)

Copy to:-

The Commissioner of Social Welfare, A.P., Hyderabad (with a request to serve the order on the individual and arrange to return the served copy to the Government)

The Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Hyderabad

The Secretary, APPSC, Hyderabad for favour of information

The Accountant General (A&E), A.P., Hyderabad

The Deputy Accountant General (Pensions), O/o Accountant General, A.P., Hyderabad.

SF/SC

// FORWARDED:: BY ORDER //

SECTION OFFICER